

13281
US PTO

Docket No.: 43888-312

REQUEST FORM FOR CONTINUATION
APPLICATION UNDER 35 USC 111(a)

Prior Application: International Application No. PCT/JP02/09526
Art Unit: (Unassigned)
Examiner: (Unassigned)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a Request for filing a continuation or continuation-in-part application, entitled SECONDARY BATTERY, under 35 U.S.C. 111(a) of pending prior International Application No. PCT/JP02/09526, filed on September 17, 2002, by the following named inventors:

| INVENTOR | RESIDENCE | CITIZENSHIP | POST OFFICE ADDRESS |
|------------------|--------------|-------------|---|
| Takayuki SHIRANE | Osaka, Japan | Japanese | 15-7, Kikusuidori 4-chome, Moriguchi-shi, Osaka 570-0032 Japan |
| Tetsu HASHIMOTO | Osaka, Japan | Japanese | Room 415, Shokeishataku, 7-4-2, Korigaoka, Hirakata-shi, Osaka 573-0084 Japan |
| Naoto ARAI | Nara, Japan | Japanese | 312-404, Higashiikoma 1-chome, Ikoma-shi, Nara 630-0213 Japan |
| Futoshi TANIGAWA | Nara, Japan | Japanese | 215-77, Tawaraguchicho, Ikoma- shi, Nara 630-0243 Japan |

1. I hereby verify, to the best of my knowledge, that the enclosed copy of this prior application is a true copy of the above-identified prior application, including the oath or declaration as originally filed.
2. Preliminary Amendment is enclosed.
- 2a. An Information Disclosure Statement and PTO1449 Form are submitted herewith.
3. Cancel claims

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4. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 above:

| | NO. OF CLAIMS | | EXTRA CLAIMS | RATE | AMOUNT |
|--|---------------|-----|--------------|-----------|-----------------|
| Total Claims | 9 | -20 | | \$18.00 = | \$0.00 |
| Independent Claims | 2 | -3 | | \$86.00 = | \$0.00 |
| Basic Application Fee | | | | | \$770.00 |
| If multiple dependent claims are presented, add \$290.00 | | | | | \$0.00 |
| Total Application Fee | | | | | \$770.00 |
| Subtract ½ if small entity | | | | | \$0.00 |
| TOTAL APPLICATION FEE DUE | | | | | \$770.00 |
| AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. <u>500417</u> | | | | | \$770.00 |

4a. Enclosed is a Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.

4b. A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired.

5. The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees including any extension of time fees or credit any overpayment to Deposit Account No.500417.

6. Amend the specification by inserting before the first line the sentence:

-- This application is a continuation of PCT/JP02/09526, filed on September 17, 2002. --

7. Priority of Japanese Patent Application Serial No. 2001-321673; Japanese Patent Application Serial No. 2001-368291 filed on October 19, 2001; December 3, 2001 (Respectively), in Japan and International Application No. PCT/JP02/09526 filed September 17, 2002 designating the U.S. is claimed under 35 USC 119, 120 and/or 365

8. The prior application is assigned of record to

MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD
Osaka, Japan

9. The power of attorney in the prior application is to:

ISHII PATENT OFFICE
Osaka, Japan

10. Also enclosed: 1. International Search Report (Form PCT/ISA/210).
2. Form PCT/IB/304, Form PCT/IB/308, Form PCT/IB/332.
3. Copy of the Front Page of International Published Application.

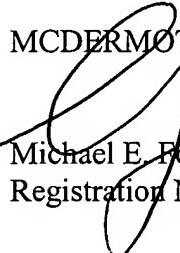
11. A petition, fee and response has been filed to extend the term in the pending prior application until

12. Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

McDERMOTT, WILL & EMERY
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Respectfully submitted,

MCDERMOTT, WILL & EMERY


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Date: April 19, 2004